



## **ORDINANCE 569**

**AN ORDINANCE AMENDING CHAPTER 79 OF THE CODE OF THE TOWN OF ELSMERE CONCERNING OPEN BURNING.**

**Sponsored by: Councilman Robert Kacperski, 2nd District Councilman**

**First and Second Reading:** July 11, 2013 Council Meeting

**Results:** **DEFEATED** **2 In Favor, 4 Opposed with 1 Absent**

**Third and Final Reading:** August 08, 2013 Council Meeting

**Results:** \_\_\_\_\_

# ORDINANCE 569

## AN ORDINANCE AMENDING CHAPTER 79 OF THE CODE OF THE TOWN OF ELSMERE CONCERNING OPEN BURNING.

**WHEREAS**, the Mayor and Council have determined that it is in the best interest of the Town to make it clear that it is exempt self from the provisions of Chapter 79 of the Code of the Town of Elsmere.

**WHEREAS**, the Mayor and Council have determined that there could exist any number of situations in which the Town's compliance with this Chapter may not be in the best interest of the Town or its residents.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF ELSMERE AS FOLLOWS:**

That Chapter 79 of the Code of the Town of Elsmere be amended as follows.

By inserting a new Chapter 79 Section 79-3 Exemption of the Town, to read as follows

### **79-3 Exemption of the Town**

This chapter shall not apply to the Town or any of its employees during the lawful performance of their assigned duties.

July 11, 2013  
First and Second Reading

August 08, 2013  
Third and Final Reading

\_\_\_\_\_  
Steven E. Burg, Mayor

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Joann I. Personti, Secretary

Approved as to form:

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Town Solicitor

**SYNOPSIS**  
**ORDINANCE 569**

This Ordinance exempts the Town from complying with the provisions of Chapter 79 of the Code of the Town of Elsmere.

Fiscal Impact:           None

DELETED